BEFORE THE LOK ADALAT

ORGANISED BY THE KERALA HIGH COURT LEGAL SERVICES COMMITTEE

PRESENT :
BARRISTER SHRI. M.P.RAMACHANDRAN NAIR
(SENIOR ADVOCATE, HIGH COURT OF KERALA)
AND
SHRI. K.J.THOMAS STANLEY (RETD. ADDL. DIST. JUDGE)

WEDNESDAY, THE 13TH FEBRUARY 2008 / 24TH MAGHA 1929

RP.(FC) No. 252 of 2007(Y)

AGAINST ORDER IN M.C. 230/2006 OF FAMILY COURT, PALAKKAD
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PETITIONER/RESPONDENT:-

SAIDALAVI, AGED 40, S/O. PUTHUKUDI KUNJAMMA
KONDUNGODE, KULIKKILLIYAD, OTTAPALAM TALUK

BY ADV. SRI.SANTHEEP ANKARATH

RESPONDENTS/PETITIONERS:
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1. AMINA, D/O. NELLIKKAL SAIDALIKUTTY
PARASSERI, THENKARA, MANNARKKAD TALUK

2. SUHAILA (MINOR)

3. MUHAMMED LABEEB (MINOR)
(MINOR PETITIONERS 2 AND 3 REPRESENTED BY MOTHER
GUARDIAN 1ST RESPONDENT)

BY ADV. SRI.PHILIP T.VARGHESE
SRI.THOMAS T.VARGHESE

THIS R.P. (FC) HAVING COME UP FOR DETERMINATION AT LOK ADALAT ALONG WITH MAT APPEAL 571/07 AND THE PARTIES HAVING SETTLED THE MATTER, THE FOLLOWING AWARD IS PASSED IN TERMS OF SETTLEMENT:

J.B. KOSHY and K.P.BALACHANDRAN, JJ.

R.P. No.252 of 2007 IN W.P.(C)No.31708 of 2006-Y

Dated this the 12th day of April, 2007

Order

Koshy, J.

This is a petition for reviewing the judgment dated 18.1.2007 in W.P. (C) No.31708 of 2006. In a petition under article 226 of the Constitution of India, this court is not deciding any disputed questions. While filing police protection petition, this constitutional court cannot be converted as an execution court of the civil court. If the petitioner obtained a civil court decree, it is for him to execute the same through the civil court. The Hon'ble Supreme Court, time and again, held that disputes between private parties cannot be decided in the guise of a writ petition. If any criminal complaints are not looked into by the police, remedy of the petitioner is to approach the magistrate as provided under the Code of Criminal Procedure.

We see no ground to review the judgment. Review petition dismissed.

J.B.KOSHY
JUDGE

K.P.BALACHANDRAN
JUDGE

vaa

J.B. KOSHY AND
K.P.BALACHANDRAN, JJ.

R.P. No.252/2007 IN
W.P.(C)NO.31708/2006 Y

ORDER

Dated:12th April, 2007